

RAILROAD WANTS TO KNOW

Union Pacific Asks Supreme Court for Order on Board of Assessment.

PLATTE COUNTY DISSATISFIED

Insists Branch Line Valuation Should Be Same as Main Line—Editors Who Advertise for Mileage.

(From a Staff Correspondent.) LINCOLN, Neb., June 17.—(Special.)—A writ of mandamus returnable June 20 was issued by the supreme court this afternoon on behalf of the Union Pacific Railroad company against the State Board of Assessment to compel that body to re-examine and show in detail just how it arrived at the value of the property of this particular corporation. The petition was filed by John N. Baldwin and Edson Rich of the legal department of the railroad, and it sets out that the board refused to answer certain questions asked, hence the appeal to the court. The corporation desires to know what value was placed on the stocks and bonds of the Union Pacific system; what deductions were made on account of outside holdings; what extent the gross and net earnings of the road were, and what value was placed on the tangible property of the corporation; what allowance was made because other property aside from railroads is not assessed at its full value.

These same questions were asked the board at its last session and the board refused to answer or to make a record of its refusal. The Union Pacific holds that proper deductions were not made by the board, and too much of the net earnings were allotted to Nebraska by the board, and that the board's conclusions were wrong.

Platte County Not Satisfied. Former Circuit Court Judge Sullivan filed with the supreme court this afternoon a petition for a writ of mandamus to compel the State Board of Assessment to return the Union Pacific mileage in Platte county at a valuation of \$7,000 a mile, the average value of the system. Judge Sullivan holds that every particle of value was taken into consideration in making the average of \$7,000 a mile, and therefore the branch lines in Platte county should be returned to the county officials at that rate. Some of the branch lines in Platte county were valued at \$4,000 under the plan of assessment adopted by the board, and according to Judge Sullivan, had the mileage plan of distribution been adopted, the difference in taxes would have been \$3,000 to \$5,000 a mile in favor of the county. Representative Wilson of Carter county, introduced a resolution in the senate yesterday afternoon demanding that the State Board distribute railroad values according to mileage, but this of course was not mandatory, and the board followed the old plan of distributing the value according to lines. The mandamus is made returnable June 20.

Omaha Bank Will Not Pay. With the exception of the Brandells, all of the Omaha state depositors have refused to pay the increase from 2 to 3 per cent on state money. None of the Lincoln banks has been heard from through all of the country banks which have answered the call of the treasurer. Some banks are ready to pay the increased interest. The new rate goes into effect July 1. The statute makes the 2 per cent rate minimum and the treasurer has the authority to make the rate as high as he pleases. Treasurer Bryan figured the money is worth 3 per cent and that is the rate the banks will have to pay.

Requisition is Denied. Representative Quackenbush of Nemaha county, the fulonist who so ably assisted the republicans in carrying out most of their platform pledges, was in Lincoln today to protest against the honoring of the resolution issued by the governor of Kentucky for the return into that state of R. S. Cross, who now lives at Auburn. Mr. Quackenbush was successful and the requisition was turned down. As told to Acting Governor Hopewell, Cross was employed by a railroad in Kentucky and some months ago disappeared. The railroad officials held out \$500 of the man's salary to make up the loss and Cross, to make up his loss, held out \$50 of the company's money and then left his employ. He came to Auburn and securing employment with a railroad, built up a reputation for honesty which made him popular in the town. He was finally located there by the Kentucky officials and arrested. A petition signed by a large number of Auburn people protesting against the requisition was filed in the executive office.

Fisher Files Answer. Captain Allen G. Fisher of Chadron, Nebraska, in answer to a writ of mandamus granted in the supreme court some time ago by the attorney general, growing out of the famous Goettle claim filed before several legislatures, today filed his answer in the supreme court. Captain Fisher denied emphatically and specifically all the charges in the petition and through his attorney, Halleck Ross, said he had no recollection of the matter. He had not even thought of the matter until the full inquiry into the matter.

Representative Quackenbush, who was here today from Nemaha county, said the health of Mrs. Quackenbush was called home during the session on account of the illness of his two children. Both of the children fully recovered, but since then Mrs. Quackenbush has been seriously ill and her condition is grave.

A. W. Scribner, tax commissioner of the Union Pacific, was here today looking up some data to be used in a suit to eject alleged squatters from Union Pacific property in Omaha. The ground in dispute, the records show, had been returned to the state board of assessment since 1893.

New Beet Sugar Factory. SUTHERLAND, Neb., June 17.—(Special.)—The Lincoln County Beet Growers'



Just One Glass of Cook's Imperial will prove to you that its delicate flavor and bouquet is equal to the Old World's best vintages.



association, which was organized some time ago, is now making some efforts toward securing a factory for this territory. Realizing that ability to guarantee factory people a certain acreage for a term of years will likely attract the right attention from homeless factories, the association is now raising funds to defray the expenses of men who will be put in the field to contract a sufficient acreage to total 4,000 in this county. C. R. Lawrence, one of the prominent members of the organization, has been interviewing business people in this and neighboring towns during the week in the interests of the fund for expenses. The 25 cent rate will be the inducement for the farmers to sign the three-year contract, with the possibility of securing a sugar factory at home in the end. It is expected that it will not be a very difficult task to secure the number of acres wanted, as the farmers generally believe that a sugar factory would be to the county could one be secured.

MYSTERY MAY YET BE CLEARED
Suspicion that Higgins May Be Guilty of Another Murder. FREMONT, Neb., June 17.—(Special.)—It is the opinion of some people here that Higgins, the Thurston county murderer, now in the Douglas county jail, was one of the parties who murdered Marcellus Faulkner, the man whose body was found just over the edge of the bluffs on the Boone farm in Saunders county a year ago last December. Though the tragedy happened a year and a half ago, interest in it has been kept alive both by the reward offered for the arrest of the guilty parties and the fact that while Sheriff Bauman has not been disposed to talk much about the case he has always intimated that there were facts of which the public was ignorant and that some day the mystery would be solved. When Higgins was in the Dodge county jail the night before he was taken to Omaha a party saw him with Faulkner and the two men with him the afternoon of the day the former was killed and he was struck with the resemblance of Higgins to the man who was shot.

The last clue upon which the officers worked, it is claimed, led in an entirely different direction from that given out to the reporters and resulted in getting track of the light buggy with yellow running gear and roan and sorrel team which brought Faulkner and two men who evidently killed him to Fremont. Recently there has been something new going on in regard to the case and it is intimated that facts are likely to be brought to light that will clear up the mystery. Higgins is known to have been in Fremont not long before the murder while working with a construction gang on the Burlington and was seen here more or less before the murder, but not after.

Boys Drown While Bathing. NELSON, Neb., June 17.—(Special Telegram.)—Lawrence Archer of this place and Clyde Black of Hastings were drowned about 2 o'clock this afternoon when bathing in a lake recently built on the Sprick ranch, a mile north of town. Where the boys were last seen to go down there was about twenty feet of water and all efforts to find the bodies seemed futile. The dam was dynamited and after the water was lowered several feet the bodies were recovered after 6 o'clock this evening. Archer was the 17-year-old son of Mr. and Mrs. G. W. Archer and was a young man held in the highest esteem by all, as was also his companion, Boyd was a drug clerk in the employ of Knapp & Davidson of Nelson. He leaves a widow mother and two younger brothers at Hastings. While driving to the scene of the accident the team pulling a "bus ran away, upsetting the vehicle and throwing the occupants to the ground. George Turner was severely injured and City Marshal James Boyd received a number of slight wounds. Earlier in the day the same team ran away and the driver, Robert McCrelton, was dangerously injured.

Boy Drowns in Mill Pond. VALENTINE, Neb., June 17.—(Special Telegram.)—A 13-year-old boy, whose name is Clyde Black, an 18-year-old boy, was drowned in the Mill pond south of this city. Together with a crowd of other boys, he started to swim across the pond, about a quarter of a mile. Being a poor swimmer he became exhausted when almost across. His companions helped him to within fifty feet of the bank, when they themselves being fatigued from swimming so far were compelled to leave him and save themselves. The lad, completely exhausted, went down in sight of dozens of people on the shore and never rose again. The floodgates to the dam were immediately opened and the waters were lowered as fast as possible. Divers and men with grappling hooks did their best to locate him, but he had been under water over three hours before his body was found, and he was then already extinct.

State Sunday School Convention. HASTINGS, Neb., June 17.—(Special Telegram.)—Several hundred delegates arrived today for the annual convention of the State Sunday School convention, which will be opened tomorrow morning. It is expected that with those who come tomorrow afternoon there will be about 800 visitors here. The convention will cover three days. Tonight a reception for the young people was held at the Baptist church.

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Friends were immediately notified and Coroner Bralley took charge of the case and soon ascertained that no inquest would be necessary, as the cause of death was apparent without further investigation. Gould Dietz and other old friends of Colonel Hogeland at once interested themselves in the matter and Mrs. J. H. Murray of Lincoln, a sister-in-law, and H. E. Wells, deputy county clerk of Lancaster county, a brother-in-law, were notified by telegram and arrived in Omaha from Lincoln at noon and took charge of the case.

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Any Suit in the House

Cut and made to order \$20.00

Suits that sold all Spring for \$25, \$30 and \$35

FINAL WIND UP OF SUMMER SUITINGS

Come early and pick the peaches

SATISFACTION GUARANTEED OR NO SALE

Herzog Tailoring Co.

D. H. BECK, Mgr. 1415 Douglas St., Omaha.

OVERLAND OFFICERS MEET

Union Pacific Operating Heads Discuss Ways of Improvement.

DR. JONAS ON NEGLIGENCE

Says Managements Have Spared Nothing to Better Conditions and Still Safety is Not Guaranteed.

The second annual meeting of the operating officials of the Union Pacific railroad opened promptly on time at the Omaha Commercial club rooms Monday morning with a full attendance of the operating officials, including superintendents, assistant superintendents, trainmasters, roadmasters, road supervisors, division engineers, division master mechanics and traffic men from the freight and passenger departments. General Superintendent Park presided and called upon Dr. A. F. Jonas for the first paper, on the subject of "Negligence." Dr. Jonas said in part: "Negligence signifies (1) not to treat with due attention; (2) to disregard; (3) to neglect to pay one's debts; (4) to neglect interest or duty; (5) to neglect to observe rules or laws; (6) to neglect to attend to respect; (7) to neglect to observe rules; (8) to neglect to observe rules; (9) to neglect to observe rules; (10) to neglect to observe rules; (11) to neglect to observe rules; (12) to neglect to observe rules; (13) to neglect to observe rules; (14) to neglect to observe rules; (15) to neglect to observe rules; (16) to neglect to observe rules; (17) to neglect to observe rules; (18) to neglect to observe rules; (19) to neglect to observe rules; (20) to neglect to observe rules; (21) to neglect to observe rules; (22) to neglect to observe rules; (23) to neglect to observe rules; (24) to neglect to observe rules; (25) to neglect to observe rules; (26) to neglect to observe rules; (27) to neglect to observe rules; (28) to neglect to observe rules; (29) to neglect to observe rules; 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